

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: INTERSTATE POWER AND LIGHT COMPANY AND MAQUOKETA VALLEY REC	DOCKET NO. SPU-04-28
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**ORDER GRANTING PETITION FOR MODIFICATION
OF SERVICE AREA BOUNDARIES**

(Issued October 12, 2004)

On September 10, 2004, Interstate Power and Light Company (IPL) and Maquoketa Valley REC (Maquoketa) filed a joint petition for modification of electric service area boundaries pursuant to Iowa Code § 476.25(2) (2003). A service area agreement between IPL and Maquoketa is attached to the petition. No objections to the petition were filed.

IPL and Maquoketa have agreed that certain territory in Maquoketa's exclusive service territory will be transferred to IPL and request the Board modify the service territory boundary between the two utilities in Dubuque County, Iowa. The following service territory is to be served by IPL:

IPL will serve the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4) of Section 33, T-91 North, R-1 East with the exception of an eight acre parcel that is located outside the platted Creek Valley Acres subdivision and described as follows:

Beginning at the NW1/4 corner of the SE1/4, thence east 832.83 feet to the point of beginning; thence south 700 feet; thence east 438.33 feet; thence north 700 feet; thence west 438.33 feet to the point of beginning.

In support of the petition, IPL and Maquoketa state the modification will allow both utilities to more efficiently serve their end-use customers while avoiding unnecessary duplication of facilities. The Creek Valley Acres subdivision, currently served by IPL, has expanded to include territory of both utilities. After the transfer, IPL will serve the entire platted subdivision. There are no customers currently being served by either utility in the territory to be transferred to IPL.

Iowa Code § 476.25 provides in pertinent part:

Contracts between electric utilities to designate service areas and customers to be served by the electric utility or for the exchange of customers between electric utilities, when approved by the board, shall be valid and enforceable and shall be incorporated into the appropriate exclusive service areas established pursuant to subsection 1 of this section. The board shall approve a contract if it finds that the contract will eliminate or avoid unnecessary duplication of facilities, will provide adequate electric service to all areas and customers affected, will promote the efficient and economical use and development of the electric systems of the contracting electric utilities, and is in the public interest.

The Board will grant the IPL and Maquoketa joint petition for modification of service area boundaries. IPL and Maquoketa have alleged facts that establish the proposed modification is in the public interest, will prevent unnecessary duplication of facilities, provide adequate electric service to all customers affected, and will promote the efficient and economical use of electrical systems, pursuant to Iowa Code § 476.25.

IT IS THEREFORE ORDERED:

The joint petition for modification of electric service area boundaries filed by Interstate Power and Light Company and Maquoketa Valley REC on September 10, 2004, is granted, subject to complaint or investigation.

UTILITIES BOARD

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 12th day of October, 2004.